

12-29-03

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PATENT AMENDMENT TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

JAN 07 2004

TC 1700

| | | | |
|--|---|---------------------|------------------|
| Application Number <i>Patent & TRADEMARK OFFICE</i> | 09/819,329 | Filing Date | March 28, 2001 |
| Group Art No. | 1746 | Examiner Name | Jonathan Crepeau |
| Confirmation No. | 4236 | Attorney Docket No. | 791_142 |
| Inventor(s) | Akio ENOMOTO, Kenji KAWAMURA, Kenshin KITOH and Toshihiro YOSHIDA | | |
| Invention: | LITHIUM SECONDARY BATTERY AND MANUFACTURING METHOD THEREOF | | |

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

| (1) | (2) Claims Remaining After Amendment | (3) | (4) Highest Number Previously Paid | (5) No. of Extra Claims Present | (6) Rate (Large Entity) | (7) Additional Fee |
|--|--|-------|--|---------------------------------------|-------------------------------|--------------------------|
| TOTAL CLAIMS | 23 | MINUS | 28 | 0 | \$18.00 | \$00.00 |
| INDEP. CLAIMS | 4 | MINUS | 4 | 0 | \$86.00 | \$00.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$00.00 |

EXTENSION OF TERM

- Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- One Month (37 CFR 1.17(a)(1)) \$110.00
- Two Month (37 CFR 1.17(a)(2)) \$420.00
- Three Month (37 CFR 1.17(a)(3)) \$950.00

TOTAL FEES DUE

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEE PAYMENT

- No additional fee is required.
- A check in the amount of \$110.00 is enclosed for the fees for filing a Terminal Disclaimer.
- Charge Deposit Account 50-1446 in the amount of \$ for payment of fees for the Terminal Disclaimer attached hereto. Enclosed is a duplicate copy of this sheet.
- Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

| | | | | | |
|-------------------|-----------------------|-----------|----------------|--------------|-------------------|
| Name (Print Type) | Kevin C. Brown | Reg. No. | 32,402 | Customer No. | 025191 |
| | | Telephone | (315) 233-8300 | Facsimile | (315) 233-8320 |
| Signature | <i>Kevin C. Brown</i> | | | Date | December 24, 2003 |

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 99443 5122 US

Date of Deposit: December 24, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jane M. Stevens